

NINETY-SIXTH LEGISLATURE

FIRST SESSION

LEGISLATIVE RESOLUTION 23CA

PROPOSED CONSTITUTIONAL AMENDMENT

Introduced by Kristensen, 37; Chambers, 11

Read first time January 19, 1999

Committee: Education

1           THE MEMBERS OF THE NINETY-SIXTH LEGISLATURE OF NEBRASKA,  
2 FIRST SESSION, RESOLVE THAT:

3           Section 1. At the general election in November 2000 the  
4 following proposed amendment to the Constitution of Nebraska shall  
5 be submitted to the electors of the State of Nebraska for approval  
6 or rejection:

7           To amend Article VII, section 10, and Article XIII,  
8 section 1, and repeal Article VII, sections 13 and 14:

9           VII-10 "The general government of the University of  
10 Nebraska shall, under the direction of the Legislature, be vested  
11 in a board of not less than ~~six~~ eight nor more than ~~eight~~ sixteen  
12 regents to be designated the Board of Regents of the University of  
13 Nebraska, who shall be elected or appointed from and by districts  
14 as herein provided and ~~three~~ six students of the University of  
15 Nebraska who shall serve as nonvoting members. Such nonvoting  
16 student members shall consist of the student body president ~~of the~~  
17 from each of the following campuses: The University of Nebraska at

1 Lincoln; ~~7 the student body president of the University of Nebraska~~  
2 at Omaha; ~~7 and the student body president of the University of~~  
3 Nebraska Medical Center; the University of Nebraska at Kearney; the  
4 University of Nebraska at Wayne; and the University of Nebraska at  
5 Chadron. The terms of office of elected members shall be for six  
6 years each. The terms of office of student members shall be for  
7 the period of service as student body president. Their duties and  
8 powers shall be prescribed by law; and they shall receive no  
9 compensation, but may be reimbursed their actual expenses incurred  
10 in the discharge of their duties.

11 The For purposes of any elected regents who are voting  
12 members, the Legislature shall divide the state, along county  
13 lines, into as many compact regent districts, as there are regents  
14 provided by the Legislature, of approximately equal population,  
15 which shall be numbered consecutively. The Legislature shall  
16 redistrict the state after each federal decennial census. Such  
17 districts shall not be changed except upon the concurrence of a  
18 majority of the members of the Legislature. In any such  
19 redistricting, county lines shall be followed whenever practicable,  
20 but other established lines may be followed at the discretion of  
21 the Legislature. Whenever the state is so redistricted the members  
22 elected prior to the redistricting shall continue in office, and  
23 the law providing for such redistricting shall where necessary  
24 specify the newly established district which they shall represent  
25 for the balance of their term.

26 For purposes of any appointed regents, the Governor shall  
27 appoint such members. The Legislature shall determine the number  
28 of appointed members, their terms of office, and the boundaries of

1 the districts represented which may include at large, statewide  
2 districts."

3           XIII-1 "The state may, to meet casual deficits, or  
4 failures in the revenue, contract debts never to exceed in the  
5 aggregate one hundred thousand dollars, and no greater indebtedness  
6 shall be incurred except for the purpose of repelling invasion,  
7 suppressing insurrection, or defending the state in war, and  
8 provision shall be made for the payment of the interest annually,  
9 as it shall accrue, by a tax levied for the purpose, or from other  
10 sources of revenue, which law providing for the payment of such  
11 interest by such tax shall be irrepealable until such debt is paid,  
12 except ~~AND PROVIDED~~, that if the Legislature determines by a  
13 three-fifths vote of the members elected thereto that (1) the need  
14 for construction of highways in this state requires such action, it  
15 may authorize the issuance of bonds for such construction, and for  
16 the payment of the interest and the retirement of such bonds it may  
17 pledge any tolls to be received from such highways or it may  
18 irrevocably pledge for the term of the bonds all or a part of any  
19 state revenue closely related to the use of such highways, such as  
20 motor vehicle fuel taxes or motor vehicle license fees and (2) the  
21 construction of water retention and impoundment structures for the  
22 purposes of water conservation and management will promote the  
23 general welfare of the state, it may authorize the issuance of  
24 revenue bonds for such construction, and for the payment of the  
25 interest and the retirement of such bonds it may pledge all or any  
26 part of any state revenue derived from the use of such structures.  
27 The ~~AND PROVIDED FURTHER~~, that the Board of Regents of the  
28 University of Nebraska, ~~the Board of Trustees of the Nebraska State~~

1 ~~Colleges,~~ and the State Board of Education may issue revenue bonds  
2 to construct, purchase, or otherwise acquire, extend, add to,  
3 remodel, repair, furnish, and equip dormitories, residence halls,  
4 single or multiple dwelling units, or other facilities for the  
5 housing and boarding of students, single or married, and faculty or  
6 other employees, buildings and structures for athletic purposes,  
7 student unions or centers, and for the medical care and physical  
8 development and activities of students, and buildings or other  
9 facilities for parking, which bonds shall be payable solely out of  
10 revenue, fees, and other payments derived from the use of the  
11 buildings and facilities constructed or acquired, including  
12 buildings and facilities heretofore or hereafter constructed or  
13 acquired, and paid for out of the proceeds of other issues of  
14 revenue bonds, and the revenue, fees, and payments so pledged need  
15 not be appropriated by the Legislature, and any such revenue bonds  
16 heretofore issued by either of such boards are hereby authorized,  
17 ratified, and validated. Bonds for new construction shall be first  
18 approved as the Legislature shall provide."

19 "Article VII, sections 13 and 14, of the Constitution of  
20 Nebraska are repealed."

21 Sec. 2. The proposed amendment shall be submitted to the  
22 electors in the manner prescribed by the Constitution of Nebraska,  
23 Article XVI, section 1, with the following ballot language:

24 "A constitutional amendment to place Chadron State  
25 College and Wayne State College within the University of  
26 Nebraska system, to change membership on the Board of  
27 Regents of the University of Nebraska, and to eliminate  
28 references to the Coordinating Commission for

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1                   Postsecondary Education and the Board of Trustees of the  
2                   Nebraska State Colleges from the Constitution.  
3                   For  
4                   Against".